

TERRY PEACH 4/10/2009

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OKLAHOMA

3 W. A. DREW EDMONDSON, in)
4 his capacity as ATTORNEY)
5 GENERAL OF THE STATE OF)
6 OKLAHOMA and OKLAHOMA)
7 SECRETARY OF THE ENVIRONMENT)
8 C. MILES TOLBERT in his)
9 capacity as the TRUSTEE FOR)
10 NATURAL RESOURCES FOR THE)
11 STATE OF OKLAHOMA,)
12)
13)

14 Plaintiff,)
15)

16 vs.)
17)

No. 05-CV-00329-GKF-PJC

18 TYSON FOODS, INC, et al.,)
19)
20)

21 Defendants.)
22)
23)

24 VIDEOTAPED DEPOSITION OF TERRY PEACH,
25 before the undersigned Certified Shorthand Reporter,
taken on behalf of the Defendants, at the Attorney
General, 313 Northeast 21st Street, Oklahoma City,
Oklahoma, commencing at 9:06 a.m., on April 10, 2009,
pursuant to the stipulations of the parties.

26 _____
27 NICHOLE M. MYERS, RPR, CSR #1704

28 NICHOLS McCLANAHAN REPORTING

29 Two Main Plaza

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1 A. Not that I recall.

2 Q. Are you displeased with this lawsuit?

3 MR. HAMMONS: Object to the form.

4 A. I'm concerned that the effect it could
5 have on the livestock industry.

6 Q. (By Ms. Tucker) What effect do you think
7 it could have on the livestock industry?

8 MR. HAMMONS: Object to the form.

9 A. It could make livestock industry and food
10 production a challenge in America.

11 Q. (By Ms. Tucker) What kind of challenges
12 do you foresee?

13 A. If animal waste was considered hazardous
14 material, it could be damaging --

15 Q. In --

16 A. -- and limit the food production.

17 Q. In what way could it limit the food
18 production?

19 A. It could change the way food production is
20 in America.

21 Q. If it -- if it were up to you, would there
22 be a lawsuit between the state of Oklahoma and the
23 poultry integrators?

24 MR. HAMMONS: Object to the form.

25 A. Yes, there might be because we need to

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1 make sure that all the laws are followed in the state
2 of Oklahoma. And it may be -- and we do need to
3 determine if this poultry waste is a major
4 contributor, or if it's not, what is the major
5 contributor.

6 MS. TUCKER: Thank you very much. No
7 further questions.

8 VIDEOGRAPHER: Stand by a moment.
9 (Brief discussion off the record.)

10 CROSS-EXAMINATION

11 BY MR. GEORGE:

12 Q. Mr. Peach, my name's --

13 VIDEOGRAPHER: We're back on the record.

14 Q. (By Mr. Sanders) Mr. Peach, my name is
15 Robert George and I'm an in-house lawyer for Tyson
16 Foods. I don't think you and I have met before
17 today, have we?

18 A. I don't think so.

19 Q. It's a pleasure to meet you. I have more
20 questions than I could get done in the time that --
21 that I think we've got with you. I understand you've
22 got more important things that you need to deal with
23 this afternoon in Western Oklahoma; so I'm going to
24 go through just a few of the questions that I have.

25 A. Okay.